Passed

Secl. II-57—60,000 · 31-10-50.

Home (1952) Department.

Ms SERIES.

G.O. NO. 3060

Dated 21-8-52

[Despatch Abstract.]

Courts - Criminal - South Kanara district.
Crime No. 120/50 of Mulky station -
Special Second class Magistrate and
Staff - Retention - Sanctioned.

Rel.C.No.C3:245-51.

S.Kanara Dt.Magistrates Office
Mangalore dated 31.7.52.

From

SRI A.R.KALLANATHAI,I.A.S
Dt.Magistrate of S.Kanara

The Secretary to Government
Home Department,
Fort St. George Madras

Sir;

Sub:-COURTS:-Criminal--South Kanara district--Crime No.120/50 of Mulky station--special II class Magistrate and -further retention--sanction sought.

~~Ref:-G.O.No.Ms.Home---7.12.51~~

The sanction accorded to the retention of the court of the special II class Magistrate Mangalore in the G.O.cited expires on 5.8.52.

2. The Inspector of police, C.I.D. now reports that the only accused who was absconding and whose case was split-up has been apprehended in Bombay and arrangements are made to bring him to Mangalore. The preliminary enquiry against A.J.Peres and others is coming to a close and orders are likely to be passed by 5.8.1952

3. There are about 120 witnesses to be examined in the split up case and a large No. of exhibits are to be filed. The Special Magistrate who has tried the case against A.J.Peres and others will not find it difficult to try the case as he has tried the case against A.J.Peres and others. The accused now apprehended is the principal accused and hence it is desirable both the cases are tried in the sessions together. As the Stationary Sub Magistrate Mangalore may not be in a position to dispose of the case earlier in the midst of other cases and as the A.J.Peres and others have to be kept in remand till the disposal of the case it is necessary that the case against the absconding accused is tried by the Special II Class Magistrate who tried the case against the accused A.J.Peres and others

4. As the accused was apprehended only recently and as the circumstances could not be foreseen, I could not submit the proposals for the retention of the court earlier. In view of the facts stated above I request that sanction may be accorded to retain the special staff of one II class magistrate, one clerk, one attender and two peons from 6.8.52 to 5.9.52. I am retaining the special staff in anticipation of sanction.

Yours faithfully,

31-7-52

ASSISTANT SECRETARY TO GOVERNMENT
6-AUG-1952
1418
6/8/52

[CMP 141813 Cts II/52]

3 Home Dept

Very urgent

Memo no. 141813 Courts II/52-1 Dated 9-8-52

precedent at pp 3-4 of (R)

Courts - Criminal - South Kanara district - Crime no. 120/50 of Mulky Station - Special Second class Magistrate and staff - Retention beyond 5.8.52 - Proposal

Ref:- From the D.M. South Kanara. Ref CMP. C-3-245/51 dated 31-7-52

—x—

p 1 cf

A copy of the letter from the D.M. South Kanara cited is forwarded to the Registrar, High Court, Madras and he is requested to obtain and forward to Govt, at an early date the remarks of the Judges on the

p 1 cf

proposal of the D.M. South Kanara for the retention of the temporary staff named in G.O. Ms no 4714 Home

p 1 cf

p 7 of (R)

4

Dated 7.12.57.

2 d/9.8.52

1.8.52

9.8.52

To

The Registrar
High Court Madras
(under cover of plt)
(R.D 25.8.52)

d/2d.

11.8.

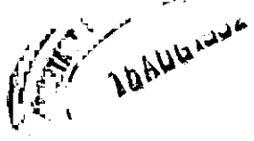
R.O.C.No.6022/52-D3.

From

Sri R.Jayaram Ayyar, M.A., B.L.,
Registrar, High Court, Madras.

To

The Secretary to Government,
Home Department, Fort St. George,
Madras.



Dated 13th August 1952.

Sir,

Sub: COURTS - Criminal - South Kanara District - Crime No. 120/50 of Mulky Station - Special Second Class Magistrate and Staff - Retention proposals.

Ref: Home Department's Memorandum No. 141813 Courts II/52-1 dated 9-8-52.

150109 H.D.

I am to state that the Hon'ble the Judges recommend the retention of the Special Second Class Magistrate and staff in the South Kanara District in connection with the trial of the cases referred to for a further period of one month from 6-8-1952. The action of the District Magistrate in having retained the Magistrate and staff beyond 5-8-52 in anticipation of sanction may be approved.

Necessary provision has been made in the budget.

R. Jayaram
REGISTRAR.

kvsm/

[Crs 1418/13 cts II/52]

Pl done
P2
20.8.52

Home Dept

G.O.Ms No. 3060 Dated 21/8/52

Courts - Criminal - South Kanara district - Crime No. 120/50 of Mulky Station - Special Second class Magistrate and staff - Retention - Sanctioned.

—x—

Read:- G.O.Ms No. 4714 Home Dated 7.12.51.
From the D.M. South Kanara.
Ref Cr. No. C-3-245-51 Dated 31.7.52
From the High Court. R.O.C. No. 6022/52-D-3 Dated 13.8.52

—x—

ORDER:-

The Government sanction the retention upto 5-9-1952 or till the need ceases whichever is earlier, of the following temporary staff in the South Kanara district sanctioned in G.O.Ms No. 4714 Home Dated 7.12.51 in connection with the preliminary enquiry in crime No. 120/50 of the Mulky Station:-

(1) One Second class Magistrate in the grade of Deputy Tahsildar at Mangalore
(2) One lower division clerk;
(3) One attender; and
(4) Two peons.

2. The expenditure should be debited to the relevant sub-heads under "27. Administration of Justice - h. Criminal courts."

3. The action of the District Magistrate South Kanara in having retained the temporary staff mentioned in para 1 above beyond 5-8-52 in anticipation of the sanction of the Govt is approved

19.8.52

21.8.52

To
The Registrar
High Court, Madras
The D.M. South Kanara
The Bd of Rev. Madras
The Accountant General Madras (thro' the Fin Dept)

P2
19.8.52

19/8/52

P.T.O.

E/

Note:- Please see the letter of the D.M. South Kanara on plct and the High court's recommendation at A & B on p5 cf. The draft order overleaf is for approval. It may be sent to the Fin Deptt for acceptance.

19.8.52

19/8/52

19.8.52

19/8/52

JS

Fin

Home w
141813 ch II | 52.1
19.8.52

Finance (E.I.)

The draft order overleaf may be accepted.

19/8/52

20/8/52

ADDITIONAL DEPUTY SECRETARY TO GOVERNMENT
6418
19 AUG 1952
FINANCE DEPARTMENT

Home Deptt

The draft order overleaf may issue

20.8.52

20/8/52

(Issued as G.O. Ms no. 3060 Home dated 21-8-52)

pl ante

D.O.
Home
Fin. w.o.
6418 | ER | 52-1
20.8.52

6-10 Rs

152859
20/8/52